

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

FEB 21 2023

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

Department of Water Resources
Eastern Region

1. List the numbers of all water rights and/or adjudication claim records to be changed. If you only acquired a portion of the water right or adjudication claim, check "Yes" in the "Split?" column. If the water right is leased to the Water Supply Bank, check "Yes". If you are not sure if the water right is leased to the Water Supply Bank, see #7 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
11-2103 <i>OK</i>	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Patrick A Lozier
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Shancy Lusk and Kade S. Lusk
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or
- 1657 Reed Lane Soda Springs ID 83276
Mailing address City State Zip
- 208-766-3371 kandslusk@gmail.com
Telephone Email
4. If the water rights and/or adjudication claims were split, how did the division occur?
☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
☐ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.
5. Date you acquired the water rights and/or claims listed above: 2-14-2023
6. Do you own the land identified as the water right place of use? Yes ☒ No ☐
☐ If no, attach evidence that written notice of the change of water right ownership has been delivered to the landowner of record.
7. This form must be signed and submitted with the following **REQUIRED** items:
☒ A copy of the conveyance document – warranty deed, quitclaim deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property or description of the water right(s) if no land is conveyed.
☒ Plat map, survey map or aerial photograph which clearly shows the place of use and point of diversion for each water right and/or claim listed above (if necessary to clarify division of water rights or complex property descriptions).
☒ Filing fee (see instructions for further explanation):
☐ \$25 per *undivided* water right.
☐ \$100 per *split* water right.
☐ No fee is required for pending adjudication claims.
☐ If water right(s) are leased to the Water Supply Bank AND there are multiple owners, a Lessor Designation form is required.
☐ If water right(s) are leased to the Water Supply Bank, the individual owner or designated lessor must complete, sign and submit an IRS Form W-9.

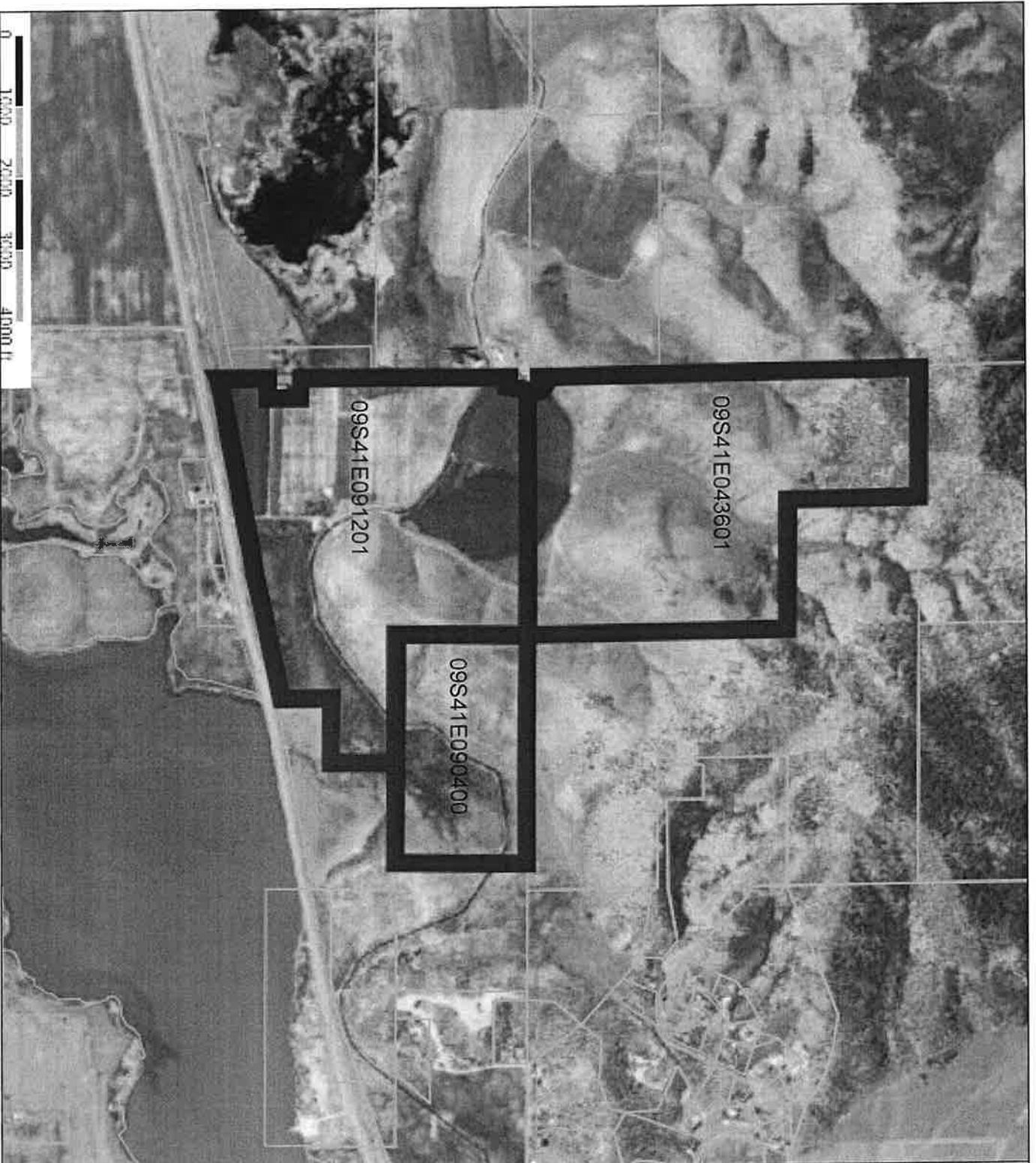
8. Signature: Shancy Lusk Title, if applicable _____ Date 2/13/23
Signature of new owner/claimant
- Shancy Lusk
Print name
- Signature: Kade S. Lusk Title, if applicable _____ Date 13 FEB 23
Signature of new owner/claimant
- Kade S. Lusk
Print name

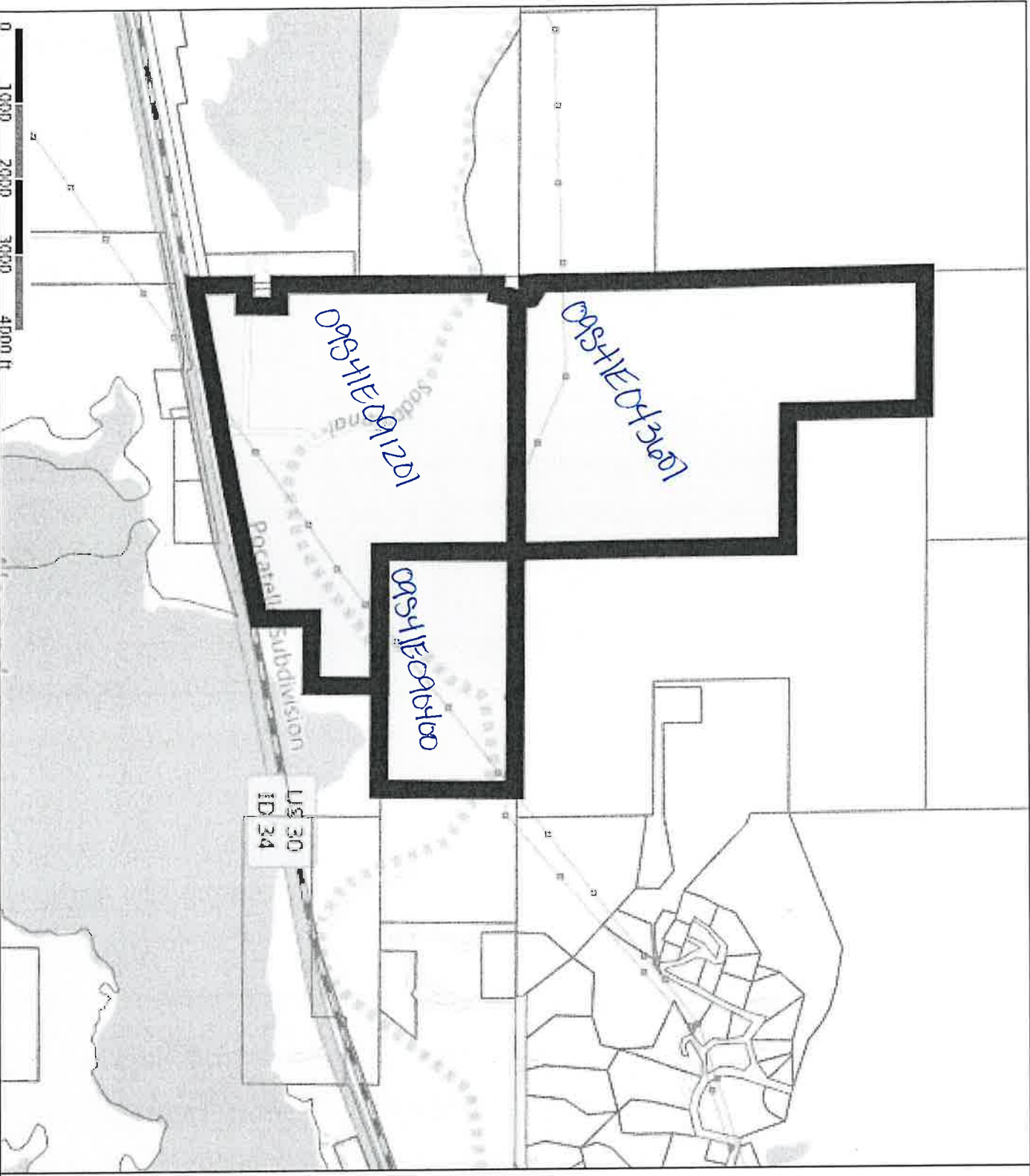
For IDWR Office Use Only:

Received by JB Date 2/22/2023 Receipt No. E048919 Receipt Amt. \$25.-

Active in the Water Supply Bank? Yes ☐ No ☐ If yes, forward to the State Office for processing W-9 received? Yes ☐ No ☐

Name on W-9 _____ Approved by JB Processed by JB Date 2/27/2023





RECORDING REQUESTED BY
Flying S Title and Escrow of Idaho, Inc.

AND WHEN RECORDED MAIL TO:
Flying S Title and Escrow of Idaho, Inc.
241 S Main Street Suite 1
Soda Springs, ID 83276

Instrument # 210863

CARIBOU COUNTY, IDAHO
02-14-2023 13:31:40 No. of Pages: 4
Recorded for: FLYING S TITLE AND ESCROW - SODA SPRINGS
Denise Horsley Fee: \$15.00
Ex-Officio Recorder Deputy 
Index to: WARRANTY DEED

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **1072275SOD (ku)**

Date: **February 07, 2023**

For Value Received, **Patrick A Lozier, an unmarried man as his sole and separate property**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Shancy Lusk and Kade Stephen Lusk, wife and husband**, hereinafter called the Grantee, whose current address is **1657 Reed Lane, Soda Springs, ID 83276**, the following described premises, situated in **Caribou County, Idaho**, to-wit: **Legal Description attached hereto as Exhibit A, and by this referenced incorporated herein.**

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Date: 02/07/2023

Warranty Deed
- continued

File No.: 1072275SOD (ku)


Patrick A Lozier

STATE OF Idaho)
COUNTY OF Caribou)
ss.

On this **Thirteenth day of February, 2023**, before me, a Notary Public in and for said State, personally appeared **Patrick A Lozier**, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.

KRISTIE KAE URBAN
Notary Public - State of Idaho
Commission Number 20181826
My Commission Expires 09-21-2024


Notary Public for the State of Idaho
Residing at: Soda Springs, Idaho
My Commission Expires: 09-21-2024

EXHIBIT A

Tract I:

Township 9 South, Range 41 East of the Boise Meridian, Caribou County, Idaho:

Section 4: SW $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$.

EXCEPT THEREFROM, a tract of land in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 4, SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 5, NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 8 and NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 9, described as follows:

**Beginning at a point 22 feet North of the Southeast corner of Section 4, and running
Thence North along the Section line 206.5 feet;
Thence South 58°43' East 161.8 feet;
Thence South 14°39' East 61.9 feet;
Thence South 10°39'30" West 291.7 feet;
Thence North 88°48' West 100 feet to the West line of Section 9;
Thence North along said Section line 72 feet;
Thence West 50 feet;
Thence North 150 feet;
Thence East 50 feet,
to the Point of Beginning.**

Section 9: NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ and that part of the N $\frac{1}{2}$ SW $\frac{1}{4}$ lying North of the Oregon Short Line Railroad right of way.

EXCEPT THEREFROM, a tract of land in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 9, described as follows:

**Beginning at a point 74.9 feet North and 53 feet East of the West Quarter Corner of Section 9, and running
Thence North 0°31' East 241.1 feet;
Thence South 89°29' East 150 feet;
Thence South 0°31' West 297.3 feet;
Thence North 89°29' West 113.4 feet;
Thence North 32°35' West 67.1 feet, more or less,
to the Point of Beginning.**

ALSO, EXCEPT THEREFROM, a tract of land in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 4, SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 5, NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 8 and NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 9, described as follows:

**Beginning at a point 22 feet North of the Southeast corner of Section 4, and running
Thence North along the Section line 206.5 feet;
Thence South 58°43' East 161.8 feet;
Thence South 14°39' East 61.9 feet;
Thence South 10°39'30" West 291.7 feet;
Thence North 88°48' West 100 feet to the West line of Section 9;
Thence North along said Section line 72 feet;
Thence West 50 feet;**

Date: **02/07/2023**

Warranty Deed
- continued

File No.: **1072275SOD (ku)**

**Thence North 150 feet;
Thence East 50 feet,
to the Point of Beginning.**

Tract II:

Township 9 South, Range 41 East of the Boise Meridian, Caribou County, Idaho:

Section 9: N $\frac{1}{2}$ NE $\frac{1}{4}$, EXCEPT THEREFROM, the East 290 feet thereof.



IDAHO DEPARTMENT OF
WATER RESOURCES

Eastern Region • 900 N Skyline Drive, Suite A • Idaho Falls, ID 83402-1718

Phone: 208-525-7161 • Fax: 208-525-7177 • Email: easterninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

February 27, 2023

KADE LUSK
SHANCY LUSK
1657 REED LN
SODA SPRINGS ID 83276-5434

Re: Change in Ownership for Water Right No(s): 11-2103

Dear Water Right Holder(s):

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of the above referenced water right(s) to you. The Department has modified its records and has enclosed a computer-generated report for you.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing a Notice of Change in Water Right Ownership, the Department does not review the history of water use to determine if the right has been forfeited or deliberately abandoned through five years or more of non-use. To read more about water right forfeiture, including how to protect a water right from forfeiture, please see Idaho Code §§ 42-222 and 42-223.

Please note, water right owners are required to report any change of water right ownership and any change of mailing address to the Department within 120 days of the change. Reporting forms are available from any office of the Department, or from the Department's website.

If you have any questions concerning the enclosed information, please contact me at (208) 497-3787.

Sincerely,

Jonie Barg
Technical Records Specialist 1

Enclosure(s)

cc: IRELAND BANK
USDA FARM SERVICE AGENCY
WATER DISTRICT 11